

UNION PACIFIC RAILROAD
101 N. Wacker Dr., Rm. 1920
Chicago, Illinois 60606-1718

Mack H. Shumate, Jr. Senior General Attorney, Law Department

P 312 777 2055
F 312 777 2085

April 21, 2011

229363
ENTERED
Office of Proceedings

APR 21 2011

Part of
Public Record

VIA E-FILE

The Honorable Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E. Street, S.W., Room #100
Washington, DC 20423-0001

**RE: Union Pacific Railroad Company - Abandonment - In Carver and Scott
Counties, Minnesota, (Chaska Industrial Lead); STB Docket No. AB-33
(Sub-No. 255)**

Dear Ms. Brown:

Union Pacific Railroad Company ("UP") has received a request from the Carver County Parks (the "CCP") on behalf of the Carver County Regional Rail Authority and the Scott County Regional Rail Authority requesting reinstatement for one hundred eighty (180) days of the negotiation period for the issuance of an Interim Trail Use Condition for that portion of the Chaska Industrial Lead from Milepost 38.0 near Merriam to Milepost 33.0 in Chaska, in Scott and Carver Counties, Minnesota (the "Line").

The CCP's request for the Interim Trail Use Request excludes both the Minnesota River Bridge and the related Main Street Bridge both being near Milepost 36.17. The Section 106 process covering these two bridges was completed with the Board's Environmental Section. These two bridges are expected to be removed during the 2011 construction season.

UP is willing to negotiate with CCP concerning the acquisition of the remaining portions of the Line for trail use for a period of one hundred eighty (180) days following reinstatement by the Board of the negotiation period for the issuance of an Interim Trail Use Condition. A copy of CCP's request is attached hereto as Exhibit A and hereby made a part hereof.

Sincerely,



Attachment

cc: Carver County Parks

2011_04_21 STB 180-Day Trail Use Request.doc





Carver County Parks

**11360 Highway 212
Suite 2**

Cologne, MN 55322

Phone (952) 466-5250 Fax (952) 466-5223

www.co.carver.mn.us/parks

Department of Public Works

11360 Hwy. 212 West, Suite 1

Cologne, Minnesota 55322

Phone (952) 466-5200

Fax (952) 466-5223

April 15, 2011

**Ms. Cynthia T. Brown, Chief
Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D. C. 20423**

Subject: STB Docket AB-33 Sub-No 255

- **Request for six (6) month extension of the Interim Trail Use for Negotiations with Union Pacific Abandonment in Scott and Carver Counties, Minnesota**

Dear Ms. Brown:

I am writing on behalf of the Carver County Regional Rail Authority and the Scott County Regional Rail Authority to request reinstatement of a six (6) month extension of the trail use negotiation period to acquire the Union Pacific Chaska Industrial Lead from near Merriam, Minnesota at mile post 38 to end of line at mile post 33 in Chaska, Minnesota.

The Surface Transportation Board granted previous trail use negotiation periods and extensions with the most recent period to conclude April 30, 2011. Unfortunately, we are unable complete a purchase agreement and close on the property during this time. The Regional Rail Authorities are on track to consummate an agreement with Union Pacific Railroad Company for the acquisition of the railroad line. Union Pacific is amenable to this request.

By my signature below, I hereby certify that I have served all parties of record in this proceeding with this document by United States mail. The \$450 filing fee has been submitted by credit card to Barbara Saddler in your office.

If you have any questions regarding this request, please contact me at 952-466-5252, by email at mwalsh@co.carver.mn.us, or in writing at the above address.

On behalf of the Regional Rail Authorities, thank you for consideration of this request.

Sincerely,

A handwritten signature in black ink, appearing to read "Martin J. Walsh".

Martin J. Walsh
Parks Director

cc:

James Harrel
Senior Manager-Real Estate
Union Pacific Railroad Company
1400 Douglas St., Mail Stop 1690
Omaha, NE 68179-1690

Mack Shumate
General Council
Union Pacific Railroad Company
101 North Wacker Drive
Chicago, IL 60606.

Mark Themig
Parks and Trails Program Manager
Government Center 114
200 Fourth Avenue West
Shakopee, MN 55379